

Gordon & Rees LLP
101 West Broadway, Suite 2000
San Diego, CA 92101

1 KEVIN ALEXANDER (SBN 175204)
email: kalexander@gordonrees.com
2 RICHARD R. SPIRRA (SBN 106361)
email: rspirra@gordonrees.com
3 CRAIG J. MARIAM (SBN 225280)
email: cmariam@gordonrees.com
4 GORDON & REES LLP
101 W. Broadway, Suite 2000
5 San Diego, CA 92101
Telephone: (619) 696-6700
6 Facsimile: (619) 696-7124

7
8 MANUEL SALDANA (SBN 137060)
email: msaldana@gordonrees.com
9 GORDON & REES LLP
633 W. 5th Street, Ste. 4900
Los Angeles, CA 90071
10 Telephone: (213) 576-5000
Facsimile: (213) 680-4470
11

12 Attorneys for Defendant
13 **BIC USA, INC.**

14 **UNITED STATES DISTRICT COURT**
15 **SOUTHERN DISTRICT OF CALIFORNIA**

17 DONNA R. NELSON, an individual and
on behalf of the general public,
18
19 Plaintiff,
20
21 vs.
22 BIC USA, INC., a Delaware corporation,
and DOES 1 through 100, inclusive,
Defendants.

CASE NO.: 3:07-CV-02367

PROOF OF SERVICE

PROOF OF SERVICE

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is: Gordon & Rees LLP 101 W. Broadway, Suite 2000, San Diego, CA 92101. On March 28, 2008, I served the within document:

1. JOINT MOTION TO CONTINUE RULE 26 (A) INITIAL DISCLOSURE DEADLINE

2. [PROPOSED] ORDER LODGED VIA CHAMBERS EMAIL

- ☐ **BY FACSIMILE, [Fed. Rule Civ. Proc. Rule 5(b)]** by sending a true copy from Gordon & Rees LLP's facsimile transmission telephone number (619) 696-7124 to the fax number(s) set forth below, or as stated on the attached service list. I am readily familiar with the firm's practice for sending facsimile transmissions, and know that in the ordinary course of Gordon & Rees LLP's business practice the document(s) described above will be transmitted by facsimile on the same date that it (they) is (are) placed at Gordon & Rees LLP for transmission.
- ☐ **BY U.S. MAIL [Fed. Rule Civ. Proc. Rule 5(b)]** by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in United States mail in the State of California at San Diego, addressed as set forth below. I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after the date of deposit for mailing in affidavit.
- ☒ **BY ELECTRONIC FILING.** I caused all of the pages of the above-entitled document(s) to be electronically filed and served on designated recipients through the Electronic Case Filing system for the above-entitled case. The file transmission was reported as successful and a copy of the Electronic Case Filing Receipt will be maintained with the original document(s) in our office.

John H Donboli
 Del Mar Law Group, LLP
 322 Eighth Street
 Suite 101
 Del Mar, CA 92014
 Email: jdonboli@delmarlawgroup.com

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after the date of deposit for mailing in affidavit.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed on March 28, 2008, at San Diego, California.

S/ Carolina Mendieta
 Carolina Mendieta